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**Tarrant County Texas** 

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## AMENDMENT TO OIL AND GAS LEASE

State:

**Texas** 

County:

Tarrant

Lessor:

Aslam M. Malik and Joyce H. Malik, husband and wife

Lessee:

XTO Energy Inc.

**Effective Date:** 

June 9, 2005

Lessee, named above, is the present owner of an Oil and Gas Lease (the "Lease"), dated June 9, 2005, from Lessor, named above, recorded in Tarrant County Clerk's Document No. D205275216 of the Official Public Records of the county and state named above.

At the time the Lease was entered into, the description of the lands contained in the Lease was believed by Lessor and Lessee to cover, and was intended by them to cover, certain lands owned by Lessor.

Since the execution, delivery, and recording of the Lease, it has been discovered that the description of lands contained in the Lease does not adequately describe the lands Lessor intended to lease to Lessee. Lessor and Lessee desire to amend and correct the description of lands contained in the Lease to accurately identify the lands to be covered by the Lease.

For adequate consideration, and the further consideration of the obligations and agreements contained in the Lease, Lessor acknowledges and agrees that the Lease shall cover, and the Lease is amended, so that it now covers the following lands in the county and state named above:

> 1.21 acres, more or less, out of the B. Samora Survey, A-1384, Tarrant County, Texas, being the same lands more particularly described in that certain Owelty Deed dated September 29, 1998, from Shujaat A. Khan and wife, Elaine S. Khan, to M. Aslam Malik and wife, Joyce H. Malik, recorded in Volume 13455, Page 328, Official Public Records, Tarrant County, Texas, and

> 2.20 acres, more or less, out of the B. Samora Survey, A-1384, Tarrant County, Texas, being the same lands more particularly described in that certain Deed Without Warranty dated November 18, 1998, from Bobby Gene Walton, to M. Aslam Malik and wife, Joyce Malik, recorded in Volume 13590, Page 287, Official Public Records, Tarrant County, Texas, and also being described in that certain General Warranty Deed dated November 18, 1998, from Robert M. Brownrigg, Temporary Guardian of the Estate of Bobby Gene Walton, to M. Aslam Malik and wife, Joyce Malik, recorded in Volume 13590, Page 277, Official Public Records, Tarrant County, Texas.

Lessor ratifies, adopts, and confirms the Lease and extends the Lease to cover the lands described in this Amendment as if the description of lands set out above had been originally included in the Lease. Lessor grants, leases, and lets to Lessee, its successors and assigns, the lands described in this Amendment for the purposes and upon the terms, conditions, and provisions contained in the Lease.

This Amendment shall be binding for all purposes on Lessor and Lessor's successors, heirs and assigns.

This Amendment is signed by Lessor and Lessee as of the date of the acknowledgment of their signatures below, but is effective for all purposes as of the Effective Date stated above.

Lessor

M. A. Maile

Lessor

Joyce H. Malik

THE STATE OF TEXAS

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COUNTY OF TARRANT 8

This instrument was acknowledged before me on the <u>fu</u> day of <u>October</u> 2008, by Aslam M. Malik.



Rull Lu Rey Notary Public in and for the State of Texas

THE STATE OF TEXAS

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COUNTY OF TARRANT

This instrument was acknowledged before me on the <u>lu</u> day of <u>Ochber</u> 2008, by **Joyce H. Malik**.

RACHEL LES DAY

Notary Public, State of Texas

My Commission Expires

October 23, 2011

Radul Lu Rev Notary Public in and for the State of Texas